

1 a defense. In most cases the accused is indicted and it is
2 not until the time of his trial that his final deliverance
3 is made, and even where the grand jury does not indict,
4 its actions or the ones which affect the accused are not such
5 as to protect his privacy or secrecy.

6 Every time you pick up the newspaper you will
7 see where some case was taken to the grand jury or where
8 investigation was made, and whether or not an indictment
9 was returned the privacy of the individual and the protection
10 against unjust accusation is there nevertheless.

11 There is a tendency away from the grand jury
12 system, and again I don't think this is any violent change
13 that should occur immediately upon the adoption of the
14 constitution, but if we embed in the new constitution
15 a system which in large part has outlived its usefulness --

16 THE CHAIRMAN: You have one-quarter minute,
17 Delegate Bothe.

18 DELEGATE BOTHE: We are going backward.
19 There is no protection for the accused which does not
20 presently exist under our laws which will not continue
21 to exist unabated if we forget or leave out this at best